IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
FARAD CONTINUATION SHEET.
CIVIL APPLICATION NO.599 OF 2003
IN
APPEAL FROM ORDER ST.NO.16274 OF 2003

Deepak Banwarilal Saraf & anr. ...Appellants

Vs.

Smt.Bimla Banwarilal Saraf & Ors. ...Respondents

CORAM: A.S.OKA,J.
DATE : FEBRUARY 15, 2005.

P.C.:

1. By order dated 11th February 2004 the Applicants were directed to supply full and correct address of Respondent Nos.1 and 3. On 14th January 2005 I granted two weeks' time to the Applicants. Till today correct address of Respondent Nos.1 and 3 is not furnished. None appears for the Applicants when the Application is called out. Hence, in view of non compliance of the order dated 11th February 2004, Civil Application is dismissed for want of prosecution as against Respondent Nos.1 and 3. The Respondent Nos.1 and 3 are original Defendants in the Trial Court. The order impugned in the Appeal is passed in favour of the Respondent Nos.1 and 3 also.

2. In view of this position, Appeal from Order and Application for condonation of delay cannot survive. Accordingly, Civil Application is dismissed with no order as to costs.

JUDGE.